IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE B.SESHASAYANA REDDY

WRIT PETITION No. 1936 of 2005

Between:

Smt.M.Lakshmi, w/o M.Chandramouli,
r/o Nidigallu Gram Panchayat, Tadimarri Mandal, Anantapur District.

..... PETITIONER

AND

1. The District Educational Officer, Kamalanagar, Anantapur, Anantapur District.
2. The Mandal Development officer, Tadimarri Mandal, Anantapur District.
3. The Executive Engineer, Panchayatraj, Dharmavaram Z.P.Compound,
Anantapur,
Anantapur District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue appropriate writ, order or direction, more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondents in trying to construct school building in some other place instead of the land admeasuring Ac.0.20 cents in Survey No.115-2 situated at Nidigallu Village and Gram Panchayat, Tadimarri Mandal, Anantapur District gifted by one Sri Anand Kumar vide gift deed dated 17-9-2003 bearing document No.3541/2003 for the construction of school building and without considering the representations of the public in proper perspective as arbitrary, illegal and without jurisdiction and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: Mr. SESHADRI GOALLA

Counsel for the Respondent No.1: GP FOR EDUCATION

Counsel for Respondent Nos. 2&3: GP for Panchayat Raj.

Smt.Jyothi Eswar Gogineni.

The Court made the following :

ORAL ORDER:

(per Honourable Sri Devinder Gupta, the Chief Justice)

Learned counsel for the petitioner submits that in view of the affidavit in reply filed by the respondents and in view of the fact that record has also been produced, the petitioner is satisfied that no case is made out for issuing any direction, and, therefore, he sought permission to withdraw the writ petition. Permission sought for is granted and the Writ Petition is dismissed as withdrawn. No costs.

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DEVINDER GUPTA, C.J.

17.3.2005.

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B.SESHASAYANA REDDY, J.

VR.

To

1. The District Educational Officer, Kamalanagar, Anantapur, Anantapur District.
2. The Mandal Development officer, Tadimarri Mandal, Anantapur District.
3. The Executive Engineer, Panchayatraj, Dharmavaram Z.P.Compound, Anantapur,
Anantapur District.

4. Two CCs to Government Pleader for Education, High Court Buildings, Hyderabad (OUT).

5. Two CCs to Government Pleader for Panchayat Raj, High Court, Buildings, Hyderabad (OUT).

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